

Remarks

Reconsideration and allowance are requested in view of the above amendments and the remarks below. These amendments are being made to facilitate early allowance of the presently claimed subject matter. Applicant does not acquiesce in the correctness of the objections and/or rejections and reserves the right to pursue the full scope of the subject matter of the original claims in a subsequent patent application that claims priority to the instant application.

Claims 1, 5, 6, 10, 11, 15-20, and 24 are rejected under 35 U.S.C. 102(e) over Rao (U.S. 2005/0182697). Claims 2-4, 7-9, 12-14, and 21-23 are rejected under 35 U.S.C. 103(a) over Rao in view of Mittal (U.S. 2005/0022182).

These rejections are defective because, *inter alia*, the references of Rao and Mittal, taken alone or in combination, fail to teach or suggest each and every feature of the claims as required by 35 U.S.C. 102(e) and 103(a).

Claim 1 sets forth:

A computer-implemented method, comprising:
sending an Open Mobile Alliance (OMA) device management (DM) alert from a client device running in an OSGi environment to an OMA DM server to initiate a client device management action on the OMA DM server, wherein the OMA DM alert is sent by the client device to the OMA DM server in response to a connection of a peripheral to the client device, and wherein the OMA DM alert comprises a query regarding an availability of an updated device driver for the peripheral; and

sending a reply from the OMA DM server to the client device in response to the OMA DM alert, wherein, if an updated device driver for the peripheral is available on the OMA DM server, the reply sent from the OMA DM server to the client device includes the updated device driver in an OSGi bundle, and wherein, if an updated device driver for the peripheral is not available on the OMA

DM server, the reply sent from the OMA DM server to the client device informs the client device that an updated device driver is not available for the peripheral.

Rao does not disclose, *inter alia*, “sending an Open Mobile Alliance (OMA) device management (DM) alert from a client device running in an OSGi environment to an OMA DM server … in response to a connection of a peripheral to the client device, and wherein the OMA DM alert comprises a query regarding an availability of an updated device driver for the peripheral.” Further, Rao does not disclose, “sending a reply from the OMA DM server to the client device in response to the OMA DM alert, wherein, if an updated device driver for the peripheral is available on the OMA DM server, the reply sent from the OMA DM server to the client device includes the updated device driver in an OSGi bundle.”

Mittal fails to remedy the glaring deficiencies of Rao.

Accordingly, since Rao and Mittal, taken alone or in combination, fail to teach or suggest each and every feature of independent claim 1 as required by 35 U.S.C. 102(e) and 103(a), Applicant respectfully submits that independent claim 1 and its corresponding dependent claims are allowable.

Applicant submits that each of the pending claims is patentable for one or more additional unique features. To this extent, Applicant does not acquiesce to the Examiner’s interpretation of the claimed subject matter or the references used in rejecting the claimed subject matter. These features have not been separately addressed herein for brevity. However, Applicant reserves the right to present such arguments in a later response should one be necessary.

If the Examiner believes that anything further is necessary to place the application in condition for allowance, the Examiner is requested to contact Applicant's undersigned representative at the telephone number listed below.

Respectfully submitted,
/ John A. Merecki /

Dated: May 29, 2008

John A. Merecki
Reg. No. 35,812

Hoffman, Warnick & D'Alessandro LLC
75 State Street, 14th Floor
Albany, NY 12207
(518) 449-0044 - Telephone
(518) 449-0047 - Facsimile